REMARKS/ARGUMENTS

These remarks are submitted in response to the Office Action of June 6, 2008 (Office Action). As this response is timely filed within the 3-month shortened statutory period, no fee is believed due. However, the Examiner is expressly authorized to charge any deficiencies to Deposit Account No. 50-0951.

Specification

The Specification was objected to as failing to provide proper antecedent basis for the claimed subject matter. More specifically, it was asserted that the phrase "machine readable storage" as recited in Claims 24, 26-36, and 39 is not defined within the specification.

Claims 24, 26-36, and 39 have been cancelled. Nevertheless, Applicants maintain that the phrase "machine-readable medium" is a commonly-accepted term well-known within the relevant art and often used to describe a category of claims, just as do the terms "method" and "device," which do not require an explicit definition in the specification.

Claims Objections

Claims 11 and 34 were objected to due to informalities.

Appropriate correction has been made to Claim 11. Claim 34 has been cancelled.

Claims Rejections – 35 USC § 101

Claims 15-23 and 38 were rejected under 35 U.S.C. § 101 because it was alleged that the claimed invention is directed to non-statutory subject matter.

Claims 15-23 and 38 have been cancelled. Nevertheless, Applicants maintain the systems recited in claims 15-23 and 38 are not software per se; rather they consist of different means or modules which can be implemented as hardware or a combination of

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hardware and software, and thus falls within the statutory category of a machine or a product. It is noted that the open transition phrase "comprising" does not exclude the computer system from including other hardware components.

Claims Rejections – 35 USC §§ 102 & 103

Claims 37-39 were rejected under 35 U.S.C. §102(e) as being anticipated by U.S. Patent 7,069,003 to Lehikoinen, *et al.* (hereinafter Lehikoinen). Claims 1, 3-4, 6-13, 15-18, 20-24, 26-27, and 29-36 were rejected under 35 U.S.C. § 103(a) as being unpatentable over Lehikoinen in view of "Blogging: Genius Strategies for Instant Web Content", by Biz Stone, Publisher: New Riders, Pub. Date September 11, 2002 (hereinafter Stone). Claims 5, 19, and 28 were rejected under 35 U.S.C. § 103(a) as being unpatentable over Lehikoinen and Stone in view of U.S. Patent 6,791,582 to Linsey, *et al.* (hereinafter Linsey). Claim 14 was rejected under 35 U.S.C. § 103(a) as being unpatentable over Lehikoinen in view of U.S. Published Patent Application 2003/0065721 to Roskind (hereinafter Roskind).

Although Applicants respectfully disagree with the rejections, Applicants have amended Claims 1 and 37. Applicants have cancelled Claims 2-3, 14-36, and 38-39. However, Applicants are not conceding that the remaining claims as originally formulated or the cancelled claims fail to present patentable subject. The amendments and cancellation are solely for the purpose of expediting prosecution. Accordingly, neither the amendments nor cancellations should be interpreted as the surrender of any subject matter, and Applicants expressly reserve the right to present the original version of any of the amended claims in any future divisional or continuation applications from the present application.

As discussed herein, the claim amendments are fully supported throughout the Specification. No new matter has been introduced by the claim amendments.

Aspects of Applicants' Invention

It may be helpful to reiterate certain aspects of Applicants' invention prior to addressing the cited references.

One embodiment of the invention, as typified by amended Claim 1, is a method of sharing instant messaging transcripts. The method can include establishing an instant messaging session among two or more users; compiling a transcript of the instant messaging session by an instant messaging client upon a request of a user of the instant messaging client; saving the compiled transcript to a specified portion of a memory; receiving a user request to publish the transcript of the session to at least one Weblog specified by the user; transmitting the saved transcript to a blogging system; determining a destination of the at least one Weblog; generating an indicator indicating at least one of a format, font, and color in which the transcript is to be published; and publishing the transcript to the at least one Weblog according to the indicator. See, e.g., Specification, paragraphs [0036] to [0041]; see also Fig. 4.

Another embodiment of the invention, as typified by amended Claim 37, is a method of sharing instant messaging transcripts. The method can include establishing an instant messaging session among two or more users; receiving a user request to join a Weblog agent to the instant messaging session; recording the instant messaging session by the Weblog agent; compiling the recorded instant messaging session into a transcript upon termination of the instant messaging session; assigning one or more Weblog destinations to the transcript; generating an indicator indicating at least one of a format, font, and color in which the transcript is to be published; and publishing the transcript to one or more Weblogs corresponding to the assigned one or more Weblog destinations according to the indicator. See, e.g., Specification, paragraphs [0042] to [0044]; see also Fig. 5.

The Claims Define Over The Prior Art

Lehikoinen discloses a method and apparatus for automatically updating a mobile web log (blog) to reflect mobile terminal activity. The mobile terminal has a memory storing application software and data that is descriptive of the use of the mobile terminal, and has a display and a controller coupled to the memory. The method includes selecting at least a portion of the data and constructing a blog that is indicative of the use of the mobile station over a period of time, as indicated by the selected portion of the data. The blog may include an animation that is indicative of the use of the mobile station over the period of time, and may also include textual data that is automatically generated in accordance with the use of the mobile station over the period of time. See the Abstract.

Clearly, the subject matter of Lehikoinen has nothing to do with the subject matter of the present invention. In contrast to Lehikoinen, which concerns a mobile terminal that can visualize the use of the mobile station and construct a blog that is indicative of the use of the mobile station over a period of time, the present invention concerns the integration of the two environments of instant messaging (IM) and Weblog publishing. According to one embodiment of the present invention, as recited in Claim 1, a transcript of an IM session can be compiled and saved to a specified portion of a memory, and the saved transcript can then be transmitted to a blog publishing system for publishing the transcript in one or more selected blogs. Another embodiment of the present invention, as recited in Claim 37, is similar to the embodiment as recited in Claim 1 except that instead of compiling and saving the transcript by the IM agent, an Weblog agent records the IM session and compiles the recorded IM session into a transcript upon termination of the IM session.

It was asserted in the Office Action that paragraph [0025] of Lehikoinen discloses establishing an IM session. Paragraph [0025] of Lehikoinen reads as follows:

[0025]   *Referring to FIG. 3A, the application software 14A is assumed to include an application 50, referred to for convenience as "Track Events", that when invoked by the user presents on the display 28 various option choices for selecting some or all of the user data 15. By scrolling the display the user is presented with other choices from the user data 15, such as the image data 14D and the calendar data 14I. In the example of FIG. 3A the user is currently presented with the choice of selecting Calls (the call log data 14B), Messages (the message data 14C) and Location (the location data 14G). In this example the user has selected Calls, and is presented with the display shown in FIG. 3B. In this case it is assumed that the user has selected Missed Calls and Received Calls (but not Dialed Calls). The selected information is then used as the basis for updating the user's blog.*

It is not clear how this paragraph has anything to do with establishing an IM session. It is noted that the "Messages" shown in Fig. 3A of Lehikoinen refer to the message data 14C which includes incoming and outgoing text messages and emails (see paragraph [0017], lines 18-19) and has nothing to do with IM.

It was also asserted in the Office Action that paragraph [0017] of Lehikoinen discloses compiling and storing a transcript of the IM session by an IM client. Paragraph [0017] of Lehikoinen describes the structure of the mobile terminal 10 and different kinds of user data stored in the memory 14 (see Fig. 1). It is not clear how this paragraph discloses compiling and storing a transcript of the IM session by an IM client.

It appears to Applicants that the Examiner generally referred to certain paragraphs of Lehikoinen without specifying how these paragraphs disclose the alleged limitations.

The other cited references do not make up for the deficiencies of Lehikoinen as discussed above.

Accordingly, the cited references, alone or in combination, fail to disclose or suggest each and every element of Claims 1 and 37, as amended. Applicants therefore respectfully submit that amended Claims 1 and 37 define over the prior art. Furthermore, as each of the remaining claims depends from Claim 1 while reciting additional features,

Applicants further respectfully submit that the remaining claims likewise define over the prior art.

Applicants thus respectfully request that the claim rejections under 35 U.S.C. §§ 102 & 103 be withdrawn.

CONCLUSION

Applicants believe that this application is now in full condition for allowance, which action is respectfully requested. Applicants request that the Examiner call the undersigned if clarification is needed on any matter within this Amendment, or if the Examiner believes a telephone interview would expedite the prosecution of the subject application to completion.

Respectfully submitted,

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